

By John Cullman

H.B. No. 11619

A BILL TO BE ENTITLED

AN ACT

relating to the office of inspector general for education.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Title 1, Education Code, is amended by adding Chapter 3 to read as follows:

CHAPTER 3. INSPECTOR GENERAL FOR EDUCATION

Sec. 3.01. CREATION. (a) The office of inspector general for education is created.

(b) The office of inspector general for education is within the office of the governor.

Sec. 3.02. APPOINTMENT; TERM. (a) The governor, with the advice and consent of the senate, shall appoint a person to serve as inspector general.

(b) The inspector general shall serve for a term of office of two years expiring February 1 of odd-numbered years.

Sec. 3.03. STAFF. The staff of the inspector general shall be that provided for by the General Appropriations Act.

Sec. 3.04. PURPOSES. The purposes of the office of inspector general are to:

(1) conduct management audits of, and review and analyze the effectiveness of, the use of resources allocated to public education and public higher education, recognizing that those resources constitute an investment in the quality of life and the economic prosperity of future generations of Texans; and

1 (2) advocate resources for the support of the state's
2 public institutions of education, including state, federal, and
3 private resources.

4 Sec. 3.05. AUDITS. (a) In order to assure that the state
5 gains maximum results from its investment in education, the
6 inspector general shall carry out management audits under
7 Subsections (b) and (c) of this section of the programs implemented
8 by the Texas Higher Education Coordinating Board, the State Board
9 of Education, and the state's public schools and institutions of
10 higher education.

11 (b) The inspector general shall conduct economy and
12 efficiency audits to determine:

13 (1) whether the audited entity is managing or
14 utilizing its resources, including state funds, personnel,
15 property, equipment, and space, in an economical and efficient
16 manner;

17 (2) the causes of inefficiencies or uneconomical
18 practices, including inadequacies in management information
19 systems, internal and administrative procedures, organizational
20 structure, use of resources, allocation of personnel, purchasing,
21 policies, and equipment; and

22 (3) whether financial, program, and statistical
23 reports of the audited entity contain useful data and are fairly
24 presented.

25 (c) The inspector general shall conduct effectiveness audits
26 to determine, according to established or designated program
27 objectives, responsibilities or duties, statutes and regulations,

1 program performance criteria, or program evaluation standards:

2 (1) whether the objectives and intended benefits of a
3 program are being achieved efficiently and effectively; and

4 (2) whether a program duplicates, overlaps, or
5 conflicts with another program.

6 Sec. 3.06. PROGRAMS. (a) In cooperation with the State
7 Board of Education, the Texas Higher Education Coordinating Board,
8 and the governing boards of public institutions of higher
9 education, the inspector general shall develop and encourage the
10 development of programs that will ensure that all public schools
11 and institutions of higher education achieve their maximum
12 potential.

13 (b) Programs to be implemented by the inspector general
14 include:

15 (1) programs encouraging the implementation of
16 appropriate cost-saving recommendations as reported in A Review of
17 Governance and Management Practices in Texas Public Higher
18 Education (Coopers and Lybrand, November 1986), a study
19 commissioned by the Select Committee on Higher Education created by
20 H.C.R. No. 105, Acts of the 69th Legislature, Regular Session,
21 1985;

22 (2) programs encouraging the implementation of, and
23 the monitoring of the effectiveness of, cost-saving efforts similar
24 to the program adopted by the Board of Regents of The University of
25 Texas System on April 9, 1987;

26 (3) programs designed to assist institutions of higher
27 education to maximize their potential to achieve funding from

1 federal and private sources in addition to appropriations; and

2 (4) other programs designed to impact positively on:

3 (A) the effective and efficient delivery of
4 educational services to students of public schools and institutions
5 of higher education, and on the methods used to assess the results
6 of this service delivery;

7 (B) the quality of teaching, learning, research,
8 and patient care at the levels of education where they are
9 delivered;

10 (C) the development of the state's public
11 schools and institutions of higher education as effective
12 foundations for the production of the educated work force essential
13 to an economically diversified and technology-intensive
14 business-industrial complex;

15 (D) the realization of the benefits of an
16 educated populace to the cultural, political, intellectual, and
17 economic quality of life in this state; and

18 (E) the ability of this state's institutions of
19 higher education to effectively develop on behalf of the citizens
20 of the state economic benefits from research and technology.

21 SECTION 2. The importance of this legislation and the
22 crowded condition of the calendars in both houses create an
23 emergency and an imperative public necessity that the
24 constitutional rule requiring bills to be read on three several
25 days in each house be suspended, and this rule is hereby suspended,
26 and that this Act take effect and be in force from and after its
27 passage, and it is so enacted.

H. B. No. 1619

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~~FEB 28 1989~~

1. Filed with the Chief Clerk.

MAR 13 1989

2. Read first time and Referred to Committee on

Public Education

3. Reported favorably (as amended)
(as substituted) and sent to Printer at _____

4. Printed and distributed at _____

5. Sent to Committee on Calendars at _____

6. Read second time (amended); passed to third reading (failed) by (Non-Record Vote)
(Record Vote of _____ yeas, _____ nays, _____
present, not voting).

7. Motion to reconsider and table the vote by which H.B. _____ was ordered
engrossed prevailed (failed) by a (Non-Record Vote) (Record Vote of _____ yeas,
_____ nays, and _____ present, not voting).

8. Constitutional Rule requiring bills to be read on three several days suspended (failed
to suspend) by a four-fifths vote of _____ yeas, _____ nays, and _____
present, not voting).

9. Read third time (amended); finally passed (failed) by (Non-Record Vote) (Record Vote
of _____ yeas, _____ nays, _____ present, not voting).

10. Caption ordered amended to conform to body of bill.

11. Motion to reconsider and table the vote by which H. B. _____ was finally passed
prevailed (failed) by a (Non-Record Vote) (Record Vote of _____ yeas, _____
nays, and _____ present, not voting).

12. Ordered Engrossed at _____

13. Engrossed.

14. Returned to Chief Clerk at _____

15. Sent to Senate.

Chief Clerk of the House

16. Received from the House

17. Read, referred to Committee on _____

18. Reported favorably

19. Reported adversely, with favorable Committee Substitute; Committee Substitute read
first time.

20. Ordered not printed.

21. Regular order of business suspended by
(a viva voce vote.)
(_____ yeas, _____ nays.)

_____ 22. To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of _____ yeas, _____ nays.

_____ 23. Read second time _____ passed to third reading by:
(a viva voce vote.)
(_____ yeas, _____ nays.)

_____ 24. Caption ordered amended to conform to body of bill.

_____ 25. Senate and Constitutional 3-Day Rules suspended by vote of _____ yeas,
_____ nays to place bill on third reading and final passage.

_____ 26. Read third time and passed by
(a viva voce vote.)
(_____ yeas, _____ nays.)

OTHER ACTION:

OTHER ACTION:

Secretary of the Senate

_____ 27. Returned to the House.

_____ 28. Received from the Senate (with amendments,
(as substituted.)

_____ 29. House (Concurred) (Refused to Concur) in Senate (Amendments) by a (Non-Record
(Substitute) Vote) (Record Vote of _____ yeas, _____ nays, _____ present,
not voting).

_____ 30. Conference Committee Ordered.

_____ 31. Conference Committee Report Adopted (Rejected) by a (Non-Record Vote) (Record
Vote of _____ yeas, _____ nays, and _____ present, not voting).

_____ 32. Ordered Enrolled at _____